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			HAILU, TESHOME		
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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Application No. Applicant(s) 10/543,009 OYAMA ET AL. Office Action Summary Examiner Art Unit TESHOME HAILU 2139 -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS. WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication. If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b). Status 1) Responsive to communication(s) filed on 06 May 2008. 2a) ☐ This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-41 is/are pending in the application. 4a) Of the above claim(s) _____ is/are withdrawn from consideration. 5) Claim(s) _____ is/are allowed. 6) Claim(s) 1-41 is/are rejected. 7) Claim(s) _____ is/are objected to. 8) Claim(s) _____ are subject to restriction and/or election requirement. Application Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are; a) accepted or b) objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abevance. See 37 CFR 1.85(a). Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d). 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152. Priority under 35 U.S.C. § 119 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) Notice of References Cited (PTO-892)

1) Notice of Profisperson's Patent Drawing Review (PTO-948)

2) Notice of Draftsperson's Patent Drawing Review (PTO-948)

3) Information Disclosure Statemont(s) (PTO/SE/CE)

5) Notice of Informal Patent AP lication

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DETAILED ACTION

This office action is in reply to an amendment filed on May 06, 2008.

Claims 1-39 have been amended.

Claims 40-41 have been added

4. Claims 1-41 are pending.

Response to Amendment

- Applicant's arguments with respect to claims 1-39 have been considered but are moot in view of the new ground(s) of rejection.
- Applicant's arguments filed on May 06, 2008 with respect to the objection to specification have been fully considered in view of the amendment to the specification and are persuasive. The objection has been withdrawn.

Claim Rejections - 35 USC § 103

- The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:
 - (a) A patent may not bottained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject mater sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.
- Claims 1-7, 11-26 and 30-39 are rejected under 35 U.S.C. 103(a) as being unpatentable over Son et al (Son) (US Pub. No. 2001/0017920) in view of Blatter (US 5,933,500).

As per claim 1 Son discloses:

An encryption code management system for use in a plurality of communication systems composed of a plurality of data processors that exchange data encrypted with specific encryption

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codes. (page 1, paragraph 3, the present invention relates to the field of secure video distribution networks).

Wherein there is provided an electronic apparatus including: a code management reception portion that receives the encryption codes of the data processors; (abstract, line 1-5, an encrypted form of video program received by the remote server and stored). The remote server is a distribution center acting as an intermediate device between the service provider and subscriber station.

A code management control portion that compares a plurality of the encryption codes received by the code management reception portion; and a result output portion that outputs a comparison result yielded by the code management control portion, (abstract, line 1-5, an encrypted form of video program received by the remote server and stored).

Son does not explicitly disclose the system of comparing the received encryption codes. However, in the same field of endeavor, Blatter teaches this limitation as, (column 4, line 59-65, units 45 and 47 employ PID detection filters that match the PIDs of incoming packets provided by mux 37 with PID values pre-loaded in control registers within units 45 and 47 by controller 115. The pre-loaded PIDs are used in units 47 and 45 to identify the data packets that are to be stored and the data packets that are to be decoded for use in providing a video image) and (column 4, line 49-52, if an encryption indicator in the header data of the selected program packets indicates the packets are encrypted, unit 45 provides the packets to decryption unit).

Therefore, it would have been obvious to one of ordinary skill in the art, at the time of the invention was made, to modify the teaching of Son and include the system of comparing the received encryption codes using the teaching of Blatter in order to identify the incoming packet and verify that the packet is received for the known service provider.

Wherein the data processors include a code management transmission portion that transmits the encryption codes of the data processors themselves to the electronic apparatus. (Page 2, paragraph 28, in order to generate and encrypted program in a first encrypted form, the video program is encrypted by a video on-demand source and the encrypted program is then transported to the remote server).

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Son does not explicitly disclose the system of having an encryption code. However, in the same field of endeavor, Blatter teaches this limitation as, (abstract, line 1-9, an adaptive decoder generates a program representative data stream, in selectable, encrypted or decrypted form. A method for adaptively processing input encrypted program data with an associated encryption code provides either an encrypted or a decrypted program output. In an encrypted mode, encrypted program data and an associated encryption code is exported to an output port. In a decrypted mode, input encrypted program data is decrypted using an encryption key derived from the encryption code to provide decrypted program data).

Therefore, it would have been obvious to one of ordinary skill in the art, at the time of the invention was made, to modify the teaching of Son and include the system of having an encryption code using the teaching of Blatter in order to substitute one method for the other to achieve the same end result of encrypting a data using an encryption code to secure the data transfer.

Claims 21, 26, 38 and 39 are rejected under the same reason set forth in rejection of claim 1:

As per claim 2 Son in view Blatter discloses:

The encryption code management system of claim 1, wherein the data processors include an encryption portion that encrypts a signal transmitted from the code management transmission portion to the electronic apparatus. (Page 3, paragraph 39, first, a video program is encrypted by video on-demand source, then the encrypted program is transported to a remote server via network).

As per claim 3 Son in view Blatter discloses:

The encryption code management system of claim 2, wherein the electronic apparatus includes a decryption portion that decrypts the signal received by the code management reception portion from the data processors. (Page 3-4, paragraph 34, the video program,

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encrypted by video on-demand source and transported to remote server, decrypted by the remote server using the first key).

As per claim 4 Son in view Blatter discloses:

The encryption code management system of claim 2, wherein an encryption key to be used to encrypt the encryption codes is transmitted from a side that receives the encryption codes and the comparison result. (Page 3, paragraph 40, the key may be a private key of a private key encryption system. Such a private key encryption system uses a single private key to encrypt and decrypt data).

As per claim 5 Son in view Blatter discloses:

The encryption code management system of claim 4, wherein the encryption key used for encryption in the data processors is transmitted along with a code request signal transmitted by the electronic apparatus to request the data processors to transmit the encryption codes. (Page 3, paragraph 40, the private key(s) itself may be transmitted from the source to the server while encrypted in a second encrypted form or communication channel which is separate from the communication channel).

As per claim 6 Son in view Blatter discloses:

The encryption code management system of claim 2, wherein an encryption key having been used to encrypt the encryption codes is transmitted, along with the encryption codes and the comparison result, from a side that transmits the encryption codes. (Page 3, paragraph 40, the key may be a private key of a private key encryption system. Such a private key encryption system uses a single private key to encrypt and decrypt data).

As per claim 7 Son in view Blatter discloses:

The encryption code management system of claim 1, wherein the electronic apparatus includes a code storage portion that stores one or a plurality of the encryption codes received,

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(page 2, paragraph 28, after the encrypted program is transported to the remote server, the remote server stored the encrypted video). Also see fig. 5A block 506.

Wherein the electronic apparatus first receives, via the code management reception portion, the encryption codes from the data processors and then stores the received encryption codes in the code storage portion, (page 2, paragraph 28, after the encrypted program is transported to the remote server, the remote server stored the encrypted video). Also see fig. 5A block 506.

Then receives, via the code management reception portion, the encryption codes from the data processors other than those corresponding to the encryption codes stored in the code storage portion, (Page 2, paragraph 28, in order to generate and encrypted program in a first encrypted form, the video program is encrypted by the source and the encrypted program is then transported to the remote server) and (page 1, paragraph 20, the cable network typically includes one or more broadcast sources, one or more premium broadcast sources and also video ondemand). Since the cable provider has different broadcast sources, the remote server can accept different encrypted message and store them.

Then compares, in the code management control portion, the encryption codes received by the code management reception portion with the encryption codes stored in the code storage portion to search for coincidence, and then yields a search result as the comparison result.

(Abstract, line 1-5, an encrypted form of video program received by the remote server and stored).

Son does not explicitly disclose the system of comparing the received encryption codes. However, in the same field of endeavor, Blatter teaches this limitation as, (column 4, line 59-65, units 45 and 47 employ PID detection filters that match the PIDs of incoming packets provided by mux 37 with PID values pre-loaded in control registers within units 45 and 47 by controller 115. The pre-loaded PIDs are used in units 47 and 45 to identify the data packets that are to be stored and the data packets that are to be decoded for use in providing a video image) and (column 4, line 49-52, if an encryption indicator in the header data of the selected program packets indicates the packets are encrypted, unit 45 provides the packets to decryption unit).

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Therefore, it would have been obvious to one of ordinary skill in the art, at the time of the invention was made, to modify the teaching of Son and include the system of comparing the received encryption codes using the teaching of Blatter in order to identify the incoming packet and verify that the packet is received for the known service provider.

Claims 15 and 16 are rejected under the same reason set forth in rejection of claim 7:

As per claim 11 Son in view Blatter discloses:

The encryption code management system of claim 7, wherein the electronic apparatus includes, one for each of the data processors with which the electronic apparatus has communicated, registration keys with which to register identification codes by which the data processors are identified, and wherein the electronic apparatus stores in the code storage portion the encryption codes along with the identification codes registered with the registration keys. (Page 2, paragraph 28, in order to generate and encrypted program in a first encrypted form, the video program is encrypted by a video on-demand source and the encrypted program is then transported to the remote server. Then the remote server stores the encrypted program).

Son does not explicitly disclose the system having an identification code that identifies the data processors. However, in the same field of endeavor, Blatter teaches this limitation as, (column 4, line 59-65, units 45 and 47 employ PID detection filters that match the PIDs of incoming packets provided by mux 37 with PID values pre-loaded in control registers within units 45 and 47 by controller 115. The pre-loaded PIDs are used in units 47 and 45 to identify the data packets that are to be stored and the data packets that are to be decoded for use in providing a video image).

Therefore, it would have been obvious to one of ordinary skill in the art, at the time of the invention was made, to modify the teaching of Son and include the system of having an identification codes that identifies the data processors using the teaching of Blatter in order to identify the incoming packet and verify that the packet is received for the known service provider.

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Claim 31 is rejected under the same reason set forth in rejection of claim 11:

As per claim 12 Son in view Blatter discloses:

The encryption code management system of claim 11, wherein, in the result output portion of the electronic apparatus or the data processors, the communication systems composed of a plurality of the data processors among which the encryption codes are coincident are indicated by displaying the identification codes thereof to indicate groups to which the plurality of data processors belong. (Page 2, paragraph 28, in order to generate and encrypted program in a first encrypted form, the video program is encrypted by a video on-demand source and the encrypted program is then transported to the remote server. Then the remote server stores the encrypted program).

Son does not explicitly disclose the system having an identification code that identifies the data processors. However, in the same field of endeavor, Blatter teaches this limitation as, (column 4, line 59-65, units 45 and 47 employ PID detection filters that match the PIDs of incoming packets provided by mux 37 with PID values pre-loaded in control registers within units 45 and 47 by controller 115. The pre-loaded PIDs are used in units 47 and 45 to identify the data packets that are to be stored and the data packets that are to be decoded for use in providing a video image).

Therefore, it would have been obvious to one of ordinary skill in the art, at the time of the invention was made, to modify the teaching of Son and include the system of having an identification codes that identifies the data processors using the teaching of Blatter in order to identify the incoming packet and verify that the packet is received for the known service provider.

Claim 32 is rejected under the same reason set forth in rejection of claim 12:

As per claim 13 Son in view Blatter discloses:

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The encryption code management system of claim 11, wherein the identification codes are installation positions and types of the data processors. (Abstract, line 1-5, an encrypted form of video program received by the remote server and stored).

Son does not explicitly disclose the system having an identification code that identifies the data processors. However, in the same field of endeavor, Blatter teaches this limitation as, (column 4, line 59-65, units 45 and 47 employ PID detection filters that match the PIDs of incoming packets provided by mux 37 with PID values pre-loaded in control registers within units 45 and 47 by controller 115. The pre-loaded PIDs are used in units 47 and 45 to identify the data packets that are to be stored and the data packets that are to be decoded for use in providing a video image).

Therefore, it would have been obvious to one of ordinary skill in the art, at the time of the invention was made, to modify the teaching of Son and include the system of having an identification codes that identifies the data processors using the teaching of Blatter in order to identify the incoming packet and verify that the packet is received for the known service provider.

Claim 33 is rejected under the same reason set forth in rejection of claim 13:

As per claim 14 Son in view Blatter discloses:

The encryption code management system of claim 11, wherein the identification codes are device names of the data processors. (Abstract, line 1-5, an encrypted form of video program received by the remote server and stored).

Son does not explicitly disclose the system having an identification code that identifies the data processors. However, in the same field of endeavor, Blatter teaches this limitation as, (column 4, line 59-65, units 45 and 47 employ PID detection filters that match the PIDs of incoming packets provided by mux 37 with PID values pre-loaded in control registers within units 45 and 47 by controller 115. The pre-loaded PIDs are used in units 47 and 45 to identify the data packets that are to be stored and the data packets that are to be decoded for use in providing a video image).

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Therefore, it would have been obvious to one of ordinary skill in the art, at the time of the invention was made, to modify the teaching of Son and include the system of having an identification codes that identifies the data processors using the teaching of Blatter in order to identify the incoming packet and verify that the packet is received for the known service provider.

Claims 18, 34 and 35 are rejected under the same reason set forth in rejection of claim 14:

As per claim 17 Son in view Blatter discloses:

The encryption code management system of claim 1, wherein, in the result output portion of the data processors or the electronic apparatus, a plurality of the data processors among which the encryption codes are coincident and that thus build one communication system are displayed as one group. (Page 2, paragraph 28, in order to generate and encrypted program in a first encrypted form, the video program is encrypted by a video on-demand source and the encrypted program is then transported to the remote server. Then the remote server stores the encrypted program).

Claim 30 is rejected under the same reason set forth in rejection of claim 17:

As per claim 19 Son in view Blatter discloses:

The encryption code management system of claim 1, wherein the electronic apparatus is a remote control unit for operating the data processors. (Page 2, paragraph 34, the encrypted program is transported via a primary distribution network from the video on-demand source to a remote server within a distribution center).

Claim 36 is rejected under the same reason set forth in rejection of claim 19:

As per claim 20 Son in view Blatter discloses:

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The encryption code management system of claim 1, wherein the data exchanged between the data processors is AV data. (Page 1, paragraph 3, the present invention relates to the field of video distribution networks in particular, this invention relates to secure video distribution networks).

Claim 37 is rejected under the same reason set forth in rejection of claim 20:

As per claim 22 Son in view Blatter discloses:

The encryption code management system of claim 21, wherein the data processors include: an encryption portion that encrypts a signal to be transmitted from the code management transmission portion to the electronic apparatus; (Page 3, paragraph 39, first, a video program is encrypted by video on-demand source, then the encrypted program is transported to a remote server via network).

A decryption portion that decrypts a signal having received by the code management reception portion from the electronic apparatus, (page 2, paragraph 32, At the subscriber stations 110, the multiplexed signal is demultiplexed to isolate the re-encrypted program in the second encrypted form, the re-encrypted program is decrypted from the second encrypted form to generate the unencrypted video program, and then the video program is displayed).

Wherein the electronic apparatus includes: an encryption portion that encrypts a signal to be transmitted from the code management transmission portion to the data processors; (page 2, paragraph 31, after the video program is re-encrypted, the re-encrypted program in the second encrypted form is multiplexed with other signals to generate a multiplexed signal. The multiplexed signal is then distributed 516 via the secondary distribution network to the subscriber stations).

A decryption portion that decrypts a signal having received by the code management reception portion from the data processors. (Page 3, paragraph 34, the remote server decrypts the video program from the first encrypted form).

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As per claim 23 Son in view Blatter discloses:

The encryption code management system of claim 22, wherein an encryption key to be used to encrypt the encryption codes is transmitted from a side that receives the encryption codes and the comparison result. (Page 3, paragraph 40, the key may be a private key of a private key encryption system. Such a private key encryption system uses a single private key to encrypt and decrypt data).

As per claim 24 Son in view Blatter discloses:

The encryption code management system of claim 23, wherein the encryption key used for encryption in the data processors is transmitted along with a code request signal transmitted by the electronic apparatus to request the data processors to transmit the encryption codes.

(Page 3, paragraph 40, the private key(s) itself may be transmitted from the source to the server while encrypted in a second encrypted form or communication channel which is separate from the communication channel).

As per claim 25 Son in view Blatter discloses:

The encryption code management system of claim 22, wherein an encryption key having been used to encrypt the encryption codes is transmitted, along with the encryption codes and the comparison result, from a side that transmits the encryption codes. (Page 3, paragraph 40, the key may be a private key of a private key encryption system. Such a private key encryption system uses a single private key to encrypt and decrypt data).

 Claims 8-10, 27-29 and 41-42 are rejected under 35 U.S.C. 103(a) as being unpatentable over Son et al (Son) (US Pub. No. 2001/0017920) in view of Blatter (US 5,933,500) and further in view of Garfinkle (US 5,400,402).

As per claim 8 Son in view Blatter discloses:

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The encryption code management system of claim 7, wherein, when the electronic apparatus recognizes that a predetermined period of time has passed after the encryption codes were stored in the code storage portion, the electronic apparatus erases the encryption codes from the code storage portion. (Abstract, line 1-5, an encrypted form of video program received by the remote server and stored).

Son in view of Blatter does not explicitly disclose the system of erasing the encryption codes from the storage after a predetermined period of time has passed. However, in the same field of endeavor, Garfinkle teaches this limitation as, (column 3, line 43-50, the stored program can be erased after a predetermined interval (e.g., 24 hours) or fixed predetermined number of accesses (e.g., one) which is fixed by data permanently stored at the customer site or specified by instructions included with the downloaded data).

Therefore, it would have been obvious to one of ordinary skill in the art, at the time of the invention was made, to modify the teaching of Son and Blatter to include the system of erasing the encryption codes from the storage after a predetermined period of time has passed using the teaching of Garfinkle in order to limits further access to the stored program after the limit has been reached. (See column 2, line 19-37).

Claim 27 is rejected under the same reason set forth in rejection of claim 8:

As per claim 9 Son in view Blatter discloses:

The encryption code management system of claim 7, wherein, when the electronic apparatus recognizes that coincidence with the encryption codes stored in the code storage portion has been found more than a predetermined number of times, the electronic apparatus erases the encryption codes from the code storage portion. (Page 2, paragraph 28, in order to generate and encrypted program in a first encrypted form, the video program is encrypted by a video on-demand source and the encrypted program is then transported to the remote server).

Son in view of Blatter does not explicitly disclose the system of erasing the encryption codes from the storage after a predetermined period of time has passed. However, in the same

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field of endeavor, Garfinkle teaches this limitation as, (column 3, line 43-50, the stored program can be erased after a predetermined interval (e.g., 24 hours) or fixed predetermined number of accesses (e.g., one) which is fixed by data permanently stored at the customer site or specified by instructions included with the downloaded data).

Therefore, it would have been obvious to one of ordinary skill in the art, at the time of the invention was made, to modify the teaching of Son and Blatter to include the system of erasing the encryption codes from the storage after a predetermined period of time has passed using the teaching of Garfinkle in order to limits further access to the stored program after the limit has been reached. (See column 2, line 19-37).

Claim 28 is rejected under the same reason set forth in rejection of claim 9:

As per claim 10 Son in view Blatter discloses:

The encryption code management system of claim 7, wherein the electronic apparatus includes an erasure operation portion that erases from the code storage portion the encryption codes stored therein. (Abstract, line 1-5, an encrypted form of video program received by the remote server and stored).

Son in view of Blatter does not explicitly disclose the system of erasing the encryption codes from the storage area. However, in the same field of endeavor, Garfinkle teaches this limitation as, (column 3, line 43-50, the stored program can be erased after a predetermined interval (e.g., 24 hours) or fixed predetermined number of accesses (e.g., one) which is fixed by data permanently stored at the customer site or specified by instructions included with the downloaded data).

Therefore, it would have been obvious to one of ordinary skill in the art, at the time of the invention was made, to modify the teaching of Son and Blatter to include the system of erasing the encryption codes from the storage area using the teaching of Garfinkle in order to limits further access to the stored program after the limit has been reached. (See column 2, line 19-37).

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Claim 29 is rejected under the same reason set forth in rejection of claim 10:

As per claim 40 Son in view Blatter discloses:

The encryption code management system of claim 1, wherein the electronic apparatus includes a display portion that display the comparison result. (Page 2, paragraph 22, at the subscriber stations 110, the multiplexed signal is demultiplexed 208 to isolate the video signal, and then the video signal is displayed 210, typically, on a television monitor).

Son in view of Blatter does not explicitly disclose the system of displaying the comparison result. However, in the same field of endeavor, Garfinkle teaches this limitation as, (column 4, line 19-24, the order data may be also inputted to the comparator 36 and compared to order data also encoded in the down-loaded data from the central station. If there is an error between the order data inputted from order unit 24 and the down-loaded order data, an error detector 46 can provide an input to microprocessor 30 to display an error message on television screen 18 and, if desired, block the storage of the video data.).

Therefore, it would have been obvious to one of ordinary skill in the art, at the time of the invention was made, to modify the teaching of Son and Blatter in order to substitute one method for the other to achieve the same end result of displaying information in the device.

Claim 41 is rejected under the same reason set forth in rejection of claim 40:

Conclusion

 The prior art made or record and not relied upon is considered pertinent to applicant's disclosure.

TITLE: Recording data-recording method, recording data-reproducing method, recording device, reproduction device and multilayer optical recording medium, Us Pub. No. 2005/0220303.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to TESHOME HAILU whose telephone number is (571)270-3159. The examiner can normally be reached on Mon-Fri 7:30a.m. to 5:00p.m. PST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kristine L. Kincaid can be reached on (571) 272-4063. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Teshome Hailu July 30, 2008 /Kristine Kincaid/ Supervisory Patent Examiner, Art Unit 2139
